

IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR
S.B. Civil Writ Petition No.5931/07
S.K. Engineering Co. Vs. The Rent Tribunal, Jaipur
City, Jaipur & Anr.

24.09.2007

Hon'ble Mr. Justice Mohammad Rafiq

Shri Satish Khandal for petitioner.
Shri N.K. Maloo for respondent no.2.

The petitioner has challenged the order dated 11.5.2007, whereby his application filed on the same date itself raising objections on the document filed along with the rejoinder at the instance of the respondents, has been rejected. The learned trial court rejected the application on the premise that the rejoinder was filed on 22.10.2005 and the application thereafter was filed much belatedly. Learned counsel for the petitioner has relied on the judgment of this Court in Laxmi Narayan Maquana Vs. Rent Tribunal, Jaipur City, Jaipur, S.B. Civil Writ Petition No.5320/06 decided on 17.5.07.

Having heard the learned counsel for

the petitioner, I find that not only the documents were filed with rejoinder on 22.10.05, but they were exhibited in evidence and all this time, the matter is pending but the objection was raised two years thereafter. Once the documents were taken on record, the petitioner could not be permitted to raise objection about the same almost two years thereafter. The judgment cited by the learned counsel for the petitioner is also distinguishable on facts.

I therefore do not find that the impugned order suffers from any such legal error which may warrant interference by this Court.

The writ petition is therefore dismissed.

RS/-

(Mohammad Rafiq), J.